



UNITED STATES  
SECURITIES AND EXCHANGE COMMISSION  
33 ARCH STREET, 24TH FLOOR  
BOSTON, MA 02110-1424

July 23, 2025

**By ECF (courtesy copy to chambers and counsel)**

Honorable Andrew L. Carter, Jr., United States District Judge  
United States District Court for the Southern District of New York  
Thurgood Marshall Courthouse, 40 Foley Square  
New York, NY 10007

**Re:   *Securities and Exchange Commission v. Zhabilov et al.*, 1:24-cv-007362  
Letter-Motion for Referral for Settlement Conference with the Zhabilov Defendants**

Dear Judge Carter:

Plaintiff Securities & Exchange Commission (the “Commission”) and Defendants Harry Zhabilov and Dannie Zhabilov (the “Zhabilov Defendants”) (together, the “parties”) are filing this letter-motion for Your Honor to refer the parties to Magistrate Judge Ona T. Wang for alternative dispute resolution pursuant to Local Rule 83.9(f). On October 1, 2024, this Court issued an order designating the Honorable Judge Wang to handle matters that may be referred in this case. The Commission and the Zhabilov Defendants agree that a referral to the magistrate judge could be of assistance in advancing ongoing settlement discussions between the parties.

Thank you for your attention to this matter. If the motion is granted by this Court, the parties will contact Judge Wang’s chambers promptly to schedule a settlement conference.

Sincerely,

/s/ Rua M. Kelly

Rua Kelly, Senior Trial Counsel  
Marc Jones, Senior Trial Counsel  
Nita Klunder, Senior Enforcement Counsel  
Securities and Exchange Commission

cc: All defense counsel (via ECF and email)